

Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney Docket No. 06275-0188001	Application No. 09/367,950
Information Disclosure Statement by Applicant (Use several sheets if necessary) (37 CFR §1.98(b))		Applicant Tommy Ekstrom	
		Filing Date August 18, 1999	Group Art Unit 1628

Other Documents (include Author, Title, Date, and Place of Publication)		
Examiner Initial	Desig. ID	Document
	1	U.S. Examiner Kendra D. Carter, Office Action in U.S. Serial No. 10/010,283, mailed March 5, 2010 (13 pages).
	2	Bateman et al., "Overall asthma control: The relationship between current control and future risk," J. Allergy Clin. Immunol., Vol. 125(3), pages 600-608e6 (2010).
	3	Barnes, "Chronic Obstructive Pulmonary Disease", Medical Progress, Vol. 343(4), pages 269-280 (2000).
	4	Bousquet et al., "Budesonide/formoterol for maintenance and relief in uncontrolled asthma vs. high-dose salmeterol/fluticasone," Respiratory Medicine, Vol. 101, pages 2437-2446 (2007).
	5	BTS Guidelines for the Management of Chronic Obstructive Pulmonary Disease, Thorax, Vol. 52(5), pages S1-S28 (1997).
	6	Calverley et al., Preventing mortality in COPD: The value of inhaled budesonide added to bronchodilators. Presentation at COPD5, Birmingham, UK, 28 June 2006, Abstract 35.
	7	Cates et al. "Combination formoterol and budesonide as maintenance and reliever therapy versus inhaled steroid maintenance for chronic asthma in adults and children (Review)," Published by Wiley and Sons, Ltd., 64 pages (2010).
	8	Chapman, "SMART isn't," J. Allergy Clin. Immunol., Vol. 125, pages 609-610 (2010).
	9	Dalby et al., "The bioavailability and airway clearance of the steroid component of budesonide/formoterol and salmeterol/fluticasone after inhaled administration in patients with COPD and healthy subjects: a randomised controlled trial," Respiratory Research, Vol. 10(104), pages 1-11 (2009).
	10	Definitions, Epidemiology, Pathophysiology, Diagnosis, and Staging, American Journal of Respiratory and Critical Care Medicine, Vol. 152, pages S78-S121 (1995).
	11	Edwards et al., "Budesonide/formoterol for maintenance and reliever therapy of asthma: a meta analysis of randomised controlled trials," The International Journal of Clinical Practice, Vol. 64(5), pages 619-627 (2010).
	12	Jones et al., St George's respiratory questionnaire (SGRQ) scores may help identify COPD patients at increased risk of death over 1 year. Presentation at COPD5, Birmingham, UK, 28 June 2006, Abstract 34.
	13	Kuna et al., "Effect of budesonide/formoterol maintenance and reliever therapy on asthma exacerbations", Int. J. Clin. Pract., Vol. 61(5), pages 725-736 (2007).
	14	Martin et al., "Combination Therapy For Asthma and Chronic Obstructive Pulmonary Disease," COPD-Combination Therapy, pages 274-293 (2000).
	15	Partridge et al., "Effect on lung function and morning activities of budesonide/formoterol versus salmeterol/fluticasone in patients with COPD," Therapeutic Advances in Respiratory Disease, Vol. 3(4), pages 147-157 (2009).
	16	Pavord et al., "Airway inflammation in patients with asthma with high-fixed or low-fixed plus as-needed budesonide/formoterol," J. Allergy Clin. Immunol., Vol. 123(5), pages 1083-1089.e7 (2009).
	17	Product Information for "Foradil Dosis-aerosol," Netherlands authorization date 04 March 1992, Medicines Data Bank (downloaded from the Internet on 1/28/05), followed by a nine-page printout from the register of the Medicines Evaluation Board of the Netherlands regarding formoterol fumarate dihydrate, dated 15 July 2003, pages 1-9.
Examiner Signature /Jennifer Kim/		Date Considered 11/17/2010
EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.		

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	18	Rabe et al., "Effect of budesonide in combination with formoterol for reliever therapy in asthma exacerbations: a randomised controlled, double-blind study," The Lancet, Vol. 368, pages 744-753 (2006).
	19	Rennard et al., "Efficacy and Tolerability of Budesonide/Formoterol in One Hydrofluoroalkane Pressurized Metered-Dose Inhaler in Patients with Chronic Obstructive Pulmonary Disease," Drugs, Vol. 69(5), pages 549-565 (2009).
	20	Scicchitano et al., "Efficacy and safety of budesonide/formoterol single inhaler therapy versus a higher dose of budesonide in moderate to severe asthma," Current Medical Research and Opinion, Vol. 20(9), pages 1403-1418 (2004).
	21	Siafakas et al., "Optimal assessment and management of chronic obstructive pulmonary disease (COPD)," European Respiratory Journal, Vol. 8, pages 1398-1420 (1995).
	22	Tashkin et al., "Efficacy and Safety of Budesonide and Formoterol in One Pressurized Metered-Dose Inhaler in Patients with Moderate to Very Severe Chronic Obstructive Pulmonary Disease," Drugs, Vol. 68(14); pages 1975-2000 (2008).
	23	Taylor et al., "A new perspective on concepts of asthma severity and control," Eur. Respir. J., Vol. 32, pages 545-554 (2008).
	24	Urbano, "Review of the NAEPP 2007 Expert Panel Report (EPR-3) on Asthma Diagnosis and Treatment Guidelines," Journal of Managed Care Pharmacy, Vol. 14(1), pages 41-49 (2008).
	25	Welte et al., "Efficacy and Tolerability of Budesonide/Formoterol Added to Tiotropium in Patients with Chronic Obstructive Pulmonary Disease," Am. J. Respir. Crit. Care Med., Vol. 180, pages 741-750 (2009).
	26	Product insert for Advair Diskus®, Patient's Instructions for Use , 3 pages (2003).
	27	Product insert for Symbicort® Turbuhaler®, 2 pages (1997).
	28	Product insert for Pulmicort Turbuhaler®, 4 pages (1980).
	29	Venner Shipley LLP, Letter to the European Patent Office regarding opposition to EP Patent No. 1085877 filed by Generics (UK) Limited (April 20, 2010)
	30	Wasserman, "What Is A Rescue Medicine And When Is It Used To Treat Asthma?", ABC News, 2 pages (2007).
	31	Fish & Richardson P.C., Response to Office Action, in U.S. Serial No. 10/665,240, filed June 3, 2010 (24 pages)
	32	Fish & Richardson P.C., Response to Office Action, in U.S. Serial No. 10/010,283, filed June 3, 2010 (23 pages)
	33	EPO Office Action from EP Serial No. 03 002 381.6 - 2123, dated June 7, 2010 (5 pages).

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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /J.K./